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PATENT  
TECH Customer No. 22,852  
Attorney Docket No. 04676.0071

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
Makoto Inada et al. ) Group Art Unit: 1616  
Application No.: 09/928,434 ) Examiner: M. Hartley  
Filed: August 14, 2001 )  
For: COMPOSITION FOR )  
DETERMINING PYRIMIDINE )  
METABOLIZING ACTIVITY )

**Mail Stop AF**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(d)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(d), applicants bring to the attention of the Examiner the document listed on the attached PTO 1449. This Information Disclosure Statement is being filed after a Final Office Action and is accompanied by a fee of \$180.00 as specified under § 1.17(p) and a certification as specified under § 1.97(e). Applicants respectfully request that the Examiner consider the listed document and indicate that it was considered by making appropriate notations on the attached form.

The document listed in this Information Disclosure Statement was first cited in a communication from the Republic of China Patent Office in a counterpart foreign application, and this Information Disclosure Statement is being filed within three months

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of the mailing date (October 27, 2003) of that communication. A copy of the communication is included.

A copy of the listed document, including any copending patent applications, are attached.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed document is material or constitutes "prior art." If the Examiner applies the document as prior art against any claims in the application and applicants determine that the cited document does not constitute "prior art" under United States law, applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of the document.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed document, should the document be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
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Dated: December 19, 2003

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## INFORMATION DISCLOSURE CITATION

Atty. Docket No.	04676.0071	Appn. No.	09/928,434
Applicant	Makoto Inada et al.		
Filing Date	August 14, 2001	Group:	1616

O I P E  
S C O P E  
P A T E N T & T R A D E M A R K O F F I C E  
D E C 1 9 2003

## U.S. PATENT DOCUMENTS

Examiner Initial*	Document Number	Issue Date	Name	Class	Sub Class	Filing Date If Appropriate
	5,707,602	01/13/1998	Klein	424	1.17	

## FOREIGN PATENT DOCUMENTS

	Document Number	Publication Date	Country	Class	Sub Class	Translation Yes or N

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)


Examiner	Date Considered
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\*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.